

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION**

GODFREY GARCIA,
Petitioner,

v.

DOUG DRETKE, DIRECTOR, TEXAS
DEPARTMENT OF CRIMINAL
JUSTICE - INSTITUTIONAL
DIVISION,
Respondent.

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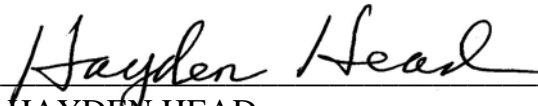
C.A. NO. C-05-349

**MEMORANDUM OPINION AND ORDER DENYING PETITIONER'S MOTION
FOR A NEW TRIAL**

On April 7, 2006, the United States Magistrate Judge filed her Memorandum and Recommendation in this cause (D.E. 34). Objections were timely filed (D.E. 37), but are without merit. Having reviewed *de novo* the Magistrate Judge's Memorandum and Recommendation and the pleadings on file, this Court hereby adopts as its own the findings and conclusions of the Magistrate Judge.

Accordingly, petitioner's Motion for a New Trial (D.E. 27) is denied.

ORDERED this 8 day of May, 2006.


HAYDEN HEAD
CHIEF JUDGE